

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

MWK RECRUITING, INC.,

Plaintiff

v.

EVAN P. JOWERS,

Defendants

Case No. 1:18-cv-00444-RP

EVAN P. JOWERS,

Counterclaimant

v.

**MWK RECRUITING, INC.,
ROBERT E. KINNEY,
KINNEY RECRUITING LLC, and
KINNEY RECRUITING LIMITED,**

Counterdefendants

**NOTICE OF MWK'S SECOND AMENDED OBJECTIONS TO JOWERS'S
PROPOSED EXHIBITS**

I. Introduction

With the table that follows, MWK amends its previously filed objections to Jowers's proposed exhibits. As of this filing, Jowers still has not provided PDF copies of his proposed exhibits with the following numbers: D-20, D-128, D-191, D-193, D-194, D-228, D-250, D-306, D-308, D-309, D-310, D-316, D-317, D-321, D-325, D-326, D-332, D-333, D-336. MWK has identified the documents intended by Jowers to be used as exhibits, but may need to amend these objections further when legible copies have been provided.

II. Table of Exhibits and Objections

Objection Key:

Numerical objections refer to the Federal Rules of Evidence

- CI** – MWK is unable to identify this exhibit or the exhibit was not previously produced.
- UI** – This exhibit is wholly unrelated to the triable issues in this case.
- UB** – This exhibit relates to unpaid bonuses, a matter that has been adjudicated.
- RRC** – This exhibit relates to retroactive reduction of commissions, a matter that has been previously adjudicated.
- PE** – This exhibit relates to Jowers's promissory estoppel claims, which have been previously adjudicated.
- TiL** – This exhibit relates to Jowers's Truth in Lending and related claims, which have been previously adjudicated.
- HKE** – This exhibit relates to Jowers's Hong Kong expenses claims, which were not properly disclosed and have been omitted from the pretrial order.

Exh. #.	Title Assigned by Jowers	Objections
D-1	2004-02-26 Articles of Incorporation of Recruiting Partners, Inc.	
D-2	2004-04-09 Assumed Name Certificate for Filing with the Secretary of State Recruiting Partners, L.P. assumed Kinney Recruiting L.P.	
D-3	2006-04-24 Email from Kinney to Jowers Subject Re: the ultimat result of lawlaterals is to promote Kinney Recruiting	
D-4	2006-05-01 Evan Jowers Associate Recruiter Employment Agreement with Kinney Recruiting L.P. Dkt. 80-1	
D-5	2006-05-03 Email from Jowers to Kinney Subject: Leopard's List	
D-6	2006-05-23 Email from Jowers to Kinney Subject: RE: let's chat this evening (how about 6:40pm?)	
D-7	2006-05-24 Email from Jowers to Kinney Subject: RE: Kirkland & Ellis to open in Hong Kong	
D-8	2006-06-16 Email from Jowers to Kinney Subject: FW: Fwd: Hong Kong US based firms seek US corporate associates (no language required)	
D-9	2006-06-30 Email from Jowers to Kinney Subject: derivatives CA	
D-10	2006-07-01 Email from Jowers to Kinney Subject: RE: elg / lawlaterals	
D-11	2006-09-18 Email from Jowers to Kinney Subject: RE: Holzman Offer and your Incentive	
D-12	2006-10-04 - Certificate of Formation of Sommers Accounting, LLC	

Exh. #.	Title Assigned by Jowers	Objections
D-13	2006-10-28 Email from Jowers to Kinney Subject: RE: minor expenses for October	
D-14	2006-11-10 Email from Jowers to Kinney Subject: FW: LAUREN WALZ -'04 UTexas venture capital / corporate associate from Latham & Watkins	
D-15	2006-12-16 Evan Jowers Employment Agreement	
D-16	2007-02-20 - Renee F. Sommers LLC Certificate of Amendment (Name Change)	
D-17	2007-03-09 – Recruiting Partners GP, Inc. Texas Franchise Tax Public Information Report Filing No. 800312489	
D-18	2007-12-31 – Assignment of Employment and Other Agreements by Kinney Recruiting, L.P. to Recruiting Partners GO, Inc. Dkt. 80-3	
D-19	2007-12-31 Dissolution of Recruiting Partners LP	
D-20	2007-12-31 Recruiting Partners L.P. Voluntarily Terminated Screenshot	
D-21	2008-02-21 Email from Kinney to Jowers Subject: Re: any news re abovethelaw.com? (MWK- 004170)	
D-22	2008-06-16 Email from Jowers to Kinney Subject: Re: Peter Gutensohn (MWK-005254)	
D-23	2008-06-16 Email from Jowers to Kinney Subject: Re: Peter Gutensohn (MWK-005256)	
D-24	2008-06-16 Email from Jowers to Kinney Subject: Re: Peter Gutensohn (MWK-005258)	
D-25	2008-06-16 Email from Jowers to Kinney Subject: Re: Peter Gutensohn (MWK-005259)	

Exh. #.	Title Assigned by Jowers	Objections
D-26	2008-06-16 Email from Jowers to Kinney Subject: Re: Peter Gutensohn (MWK-005260)	
D-27	2008-06-16 Email from Kinney to Jowers Subject: Re: Peter Gutenson (MWK-005257)	
D-28	2008-06-17 Email from Jowers to Kinney Subject: Re: Peter Gutensohn (MWK-005261)	
D-29	2008-06-17 Email from Jowers to Kinney Subject: Re: Peter Gutensohn (MWK-005262)	
D-30	2008-06-17 Email from Jowers to Kinney Subject: Re: Peter Gutensohn (MWK-005266)	
D-31	2008-06-17 Email from Jowers to Kinney Subject: Re: Peter Gutensohn (MWK-005267)	
D-32	2008-06-17 Email from Jowers to Kinney Subject: Re: Peter Gutensohn (MWK-005268)	
D-33	2008-07-06 Email from Kinney to Jowers Subject: Fwd: Special Asia Advertising - Exhibit A Amendment	
D-34	2008-07-09 Email from Jowers to Kinney Subject: RE: Note Added – George Wilkinson (MWK- 005539)	
D-35	2008-07-16 Email from Kinney Subject: Note Added – Job: #15475 – Peter Gutensohn (MWK-005654)	
D-36	2008-07-28 Email from Jowers to Kinney Subject: RE: ATL article	
D-37	2008-07-28 Email from Kinney to Jowers Subject: Re: atl articles	
D-38	2008-07-29 Email from Jowers Subject: Re Note Added - James Lin (MWK-005954)	

Exh. #.	Title Assigned by Jowers	Objections
D-39	2008-07-29 Email from Kinney to Jowers Subject: Re Note Added - James Lin (MWK-005944)	
D-40	2008-08-04 Email from Jowers to Gutensohn, Kinney Subject: RE: Checking in (MWK-006007)	
D-41	2008-08-04 Email from Jowers to Gutensohn, Kinney Subject: RE: Arthur Nathan; Haynes & Boone (MWK- 006011)	
D-42	2008-08-04 Email from Kinney to Gutensohn Subject: Re: Checking in (MWK-006001)	
D-43	2008-08-06 Email from Kinney to Jowers Subject: Fwd: Spoke with Evan (MWK-006027)	
D-44	2008-08-06 Email from Kinney to Roark, Holzman, Jowers, Rea Subject: Craig Bergez; Porter & Hedges, Houston (MWK- 006023)	
D-45	2008-12-17 Email from Kinney to Jowers Subject: Re: Phil Culhane	
D-46	2008-12-30 Email from Kinney to Jowers Subject: Fed: Steven's dough (MWK- 008450)	
D-47	2009-01-06 Email from Drew Prisner Subject: Re: (MWK-008561)	
D-48	2009-01-06 Email from Peter Gutensohn to Daniel, Drew, Yuliya, CC'd Robert Kinney (MWK-008551)	
D-49	2009-01-28 New Asia Plan for 2009 (MWK-150634)	
D-50	2009-01-28 Re_New Asia Plan for 2009 (MWK-150635)	
D-51	2009-01-29 Email from Jowers to Kinney Subject: spoke with Alexis	401, 402, 403, 802, UI

Exh. #.	Title Assigned by Jowers	Objections
D-52	2009-01-29 Email from Kinney to Jowers Subject: RE: New Asia Plan for 2009	
D-53	2009-01-29 Re_New Asia Plan for 2009 (MWK-150638)	
D-54	2009-04-21 Email from Gutensohn to Kinney Subject: DLA HK (MWK- 010269)	
D-55	2009-05-13 Email from Gutensohn to Kinney CC'd Recruiters Subject: RE: Management Lesson (not PC, but important to remember, especially for lawyers) (EJOW0000055407)	
D-56	2009-09-16 Email from Jowers to Kinney Subject: RE: New Asia Plan for 2009	
D-57	2009-09-16 Re_New Asia Plan for 2009 (MWK-151780)	
D-58	2009-09-30 Immigration Department, the Government of the Hong Kong Special Admin Region (MWK- 113155)	
D-59	2010-03-12 Chat with Robert Kinney (MWK- 138362)	
D-60	2010-03-16 Chat with Robert Kinney (MWK- 164377)	
D-61	2010-05-18 Email from Kinney to Lamb and CC'd Jowers Subject: Re: Check deposited – next visa steps	401, 402, 403, 802
D-62	2010-06-17 Email from Kinney to Jowers Subject: alexis trainin	401, 402, 403, 802
D-63	2010-10-07 Alexis Lamb Associate Recruiter Employment Agreement (MWK048025)	
D-64	2011-04-19 Re_ here comes some frustration for you that i tried to avoid (MWK-140534)	
D-65	2011-04-20 Chat with Robert Kinney (MWK- 140548)	

Exh. #.	Title Assigned by Jowers	Objections
D-66	2011-11-06 Email from Kinney to Jowers Subject: Re: Our offer!	
D-67	2011-11-30 Evan Jowers Commission Spreadsheet (MWK-163409)	
D-68	2012 Loans Outstanding (MWK-043064)	
D-69	2012 Original Loan Before Promissory Note Interest Calculation (MWK-164673)	
D-70	2012-02-22 Email from Kinney to Sommers Subject: Re: Evan Loan (MWK-176782)	
D-71	2012-02-22 Evan Loan (MWK-176777)	
D-72	2012-04-02 Loan to Evan - 20,000 at 17% (MWK- 176804)	
D-73	2012-04-11 Email from Kinney to Sommers Subject: \$42,500 received in HK from Kirkland (MWK- 176825)	
D-74	2012-04-13 Re_Seton Gala (MWK-164499)	
D-75	2012-05-11 Email from Kinney to Sommers Subject: Re: How Much to pay Evan (MWK- 176915)	
D-76	2012-05-17 Email from Kinney to Sommers Subject: Re: 5/15 paystub (MWK-042216)	
D-77	2012-05-17 Email from Kinney to Sommers Subject: Re: 5/15 paystub (MWK-176933)	
D-78	2012-05-29 Email from Sommers to Kinney Subject: [blank], Attachments: peter5.31pay.pdf; evanpay5.31.pdf; evanloanat5.31.pdf; (MWK- 176958)	

Exh. #.	Title Assigned by Jowers	Objections
D-79	2012-07-02 Email from Kinney to Sommers Subject: Re: shouldn't I have received 9k after taxes on this paycheck? (MWK-177044)	
D-80	2012-08-09 Email from Lamb to Gutensohn, Kinney Subject: Re: Update from Joe B. At Jones Day Singapore (MWK-177099)	
D-81	2012-08-10 Email from Sommers to Gardner, Lamb and CC'd to Kinney Subject: RE: Fw: o k: Fw: Michael Qiao's case (MWK- 177117)	401, 402, 403, 802, UI
D-82	2012-08-28 Email from Gutensohn to Carr, Kinney Subject: Re: from Joshua; update on Kung-Wei Liu (MWK-177203)	
D-83	2012-09-13 - Certificate of Formation of Counsel Unlimited LLC	
D-84	2012-09-13 Email from Kinney to Sommers Subject: Re: Evan Pay(MWK- 177285)	
D-85	2012-09-13 Email from Kinney to Sommers Subject: Re: Evan Pay (MWK- 177288)	
D-86	2012-09-18 Email from Kinney to Sommers and CC'd Gutensohn Subject: Fwd: crisis issue (MWK-177322)	
D-87	2012-10-10 Email from Kinney to Sommers Subject: Re: Naveen Pogula placement (MWK-177368)	
D-88	2012-10-10 Email from Kinney to Sommers, CC'd Matthew Subject: Re: Naveen Pogula placement (MWK-177364)	
D-89	2012-10-15 Security Agreement (MWK-000037)	
D-90	2012-10-16 Assignment of Employment and Other Agreements by Kinney Recruiting, Inc. Dkt. 78-7	

Exh. #.	Title Assigned by Jowers	Objections
D-91	2012-11-01 Evan P. Jowers Promissory Note (MWK- 000012)	
D-92	2012-11-27 Separation Agreement between Kinney Recruiting Limited and Alexis Lamb	
D-93	2012-11-29 CUL Line of Credit Agmt (MWK-000018)	
D-94	2012-11-30 Jowers Commission Spreadsheet (MWK-048429)	
D-95	2012-12-27 Re_FW_Evan Bonus (MWK-177484)	
D-96	2012-12-28 Docusign Certificate of Completion re Evan Jowers 2012 Forgivable Loan Docs (MWK-000058)	
D-97	2012-12-28 Email from Sommers to Kinney Subject: RE: Update on Cash after Payroll (MWK-164527)	
D-98	2012-12-31 Email from Kinney to Gutensohn, Jowers Subject: Josh looking for a paycheck (EJOW0000222564)	
D-99	2012-9-26 CUL EIN (Michelle Kinney Sole Member) (MWK- 047434)	
D-100	2013-05-29 Email from Kinney to Gutensohn Subject: Re: payroll (MWK- 177707)	
D-101	2013-05-29 Email from Kinney to Gutensohn Subject: Re: payroll (MWK- 177708)	
D-102	2013-06-06 Email from Kinney to Sommers Subject: Re: Evan Interest Credit (MWK-164538)	
D-103	2013-06-06 Re_Evan Interest Credit (MWK-177719)	

Exh. #.	Title Assigned by Jowers	Objections
D-104	2013-06-12 Email from Gutensohn to Kinney Subject: Re: because the market is so hot, I recommend you allow josh to call for me for one month (MWK-177725)	
D-105	2013-06-25 Re_E-Ticket Confirmation-EKBPOQ 10JUN (MWK-177759)	
D-106	2013-07-26 Email from Sommers to Wong Subject: RE: Kinney Recruiting Ltd. Audit 2012 (MWK-177786)	401, 402, 403, 802, UI
D-107	2013-5-16 Email from Kinney to Sommers Subject: Re: Commission Spreadsheet (MWK-055092)	401, 402, 403, 802, UB
D-108	2014-03-15 Email from Kinney to Gutensohn, Jowers Subject: Meetings (MWK- 077518)	
D-109	2014-04-28 Email from Kinney to Sommers Subject: Re: Payroll (MWK- 178196)	401, 402, 403, 802, UI
D-110	2014-05-28 Email from Kinney to Sommers Subject: RE: Evan (MWK- 178227)	401, 402, 403, 802
D-111	2014-08-22 Email from Kinney to Jowers, Gutensohn Subject: Fwd: updated info for payment to Joshua Carr (EJOW0000146122)	
D-112	2014-10-21 Re_can we have a phone chat during your Monday Texas Time (MWK-178378)	401, 402, 403, 802, 901
D-113	2014-11-12 Email from Kinney to Sommers Subject: Re: Payroll Questions (MWK-178425)	401, 402, 403, 802
D-114	2014-12-31 - Counsel Unlimited Public Information Report	
D-115	2014-12-31 - Counsel Unlimited Public Information Report	
D-116	2015-03-23 Loan for Evan (MWK-178740)	

Exh. #.	Title Assigned by Jowers	Objections
D-117	2015-03-23 Re_Loan for Evan (MWK-178743)	802
D-118	2015-03-26 Email from Jowers to Kinney Subject: Yes, please give me my draw end of month (MWK- 000337-MWK000340)	
D-119	2015-03-27 Re_Yes, please give my draw end of month (MWK-178767)	
D-120	2015-03-27 Rwd_Yes, please give me my draw end of month (MWK-178759)	
D-121	2015-03-31 Email from Kinney to Sommers Subject: \$3000 (MWK- 178778)	
D-122	2015-03-31 Email from Kinney to Sommers Dkt. 259- 14	
D-123	2015-04-09 Email from Kinney to Sommers Subject: Loan to Evan (MWK- 178787)	
D-124	2015-05-12 Re_EVAN Payroll (MWK-178811)	802
D-125	2015-05-26 Re_Can you send me 12k today (MWK-178837)	802
D-126	2015-06-17 Article Published on Above the Law: Kinney's Evan Jowers Now Permanently Based In Hong Kong	401, 402, 403, 802, 901
D-127	2015-07-24 Email from Kinney to Sommers Subject: Re: Commission/Loans - Cash Flow (MWK-178915)	401, 402, 403, 802, UI
D-128	2015-08-04 401K Loan (MWK-178961)	401, 402, 403, 802, UI
D-129	2015-08-04 Email from Sommers to "Distributions Request" CC'd Kinney Subject: Re: Loan for employee at Kinney Recruiting (MWK-178957)	401, 402, 403, 802, UI

Exh. #.	Title Assigned by Jowers	Objections
D-130	2015-08-07 Email from Kinney to Lai, CC'd Tan, Wong, Jowers Subject: Re: Work Visa (MWK-111563)	401, 402, 403, 802, PE
D-131	2015-08-08 Re_Work Visa (MWK-111620)	401, 402, 403, 802, PE
D-132	2015-08-10 Re_Work Visa (MWK-111670)	401, 402, 403, 802, PE
D-133	2015-08-20 Re_Work Visa (MWK-112284)	401, 402, 403, 802, PE
D-134	2015-08-20 Re_Work Visa (MWK-112332)	401, 402, 403, 802, PE
D-135	2015-08-20 Re_Work Visa (MWK-112336)	401, 402, 403, 802, PE
D-136	2015-08-21 Re_Work Visa (MWK-112352)	401, 402, 403, 802, PE
D-137	2015-08-30 Re_Work Visa (MWK-112754)	401, 402, 403, 802, PE
D-138	2015-08-31 Re_Work Visa (MWK-112761)	401, 402, 403, 802, PE
D-139	2015-09-07 Email from Wong to Kinney, CC'd Jowers, Tan Lai Subject: Re: Work Visa	401, 402, 403, 802, PE
D-140	2015-09-07 Re_Work Visa (MWK-113154)	401, 402, 403, 802, PE
D-141	2015-09-07 Re_Work Visa (MWK-113159)	401, 402, 403, 802, PE
D-142	2015-09-07 Re_Work Visa (MWK-113167)	401, 402, 403, 802, PE
D-143	2015-09-09 Re_funds I need for Swiss holiday (MWK- 178983)	
D-144	2015-09-22 Email from Kinney to Sommers Dkt 259-6	401, 402, 403, HKE

Exh. #.	Title Assigned by Jowers	Objections
D-145	2015-10-06 Email from Kinney to Gutensohn, Jowers Subject: Re: A&O asked me to go after Eugene Lee and He Li (EJOW0000188324)	
D-146	2015-10-10 Re_Work Visa (MWK-115356)	401, 402, 403, 802, PE
D-147	2015-10-10 Re_Work Visa (MWK-115366)	401, 402, 403, 802, PE
D-148	2015-10-12 Fwd_RE_Work Visa (MWK-115433)	401, 402, 403, 802, PE
D-149	2015-10-12 Re_Work Visa (MWK-115398)	401, 402, 403, 802, PE
D-150	2015-10-12 Re_Work Visa (MWK-115400)	401, 402, 403, 802, PE
D-151	2015-10-12 Re_Work Visa (MWK-115428)	401, 402, 403, 802, PE
D-152	2015-10-12 Re_Work Visa (MWK-115429)	401, 402, 403, 802, PE
D-153	2015-10-12 through 2015-11- 05 Emails between Jowers and Kinney Dkt. 259-11	401, 402, 403, 802, PE
D-154	2015-10-15 Re_can you please wire me 5k on Monday US time (MWK-114984)	
D-155	2015-10-15 Re_RE_Work Visa (MWK-115635)	401, 402, 403, 802, PE
D-156	2015-10-20 Re_RE_Work Visa (MWK-115937)	401, 402, 403, 802, PE
D-157	2015-10-22 Re_RE_Work Visa (MWK-116273)	401, 402, 403, 802, PE
D-158	2015-10-24 Evan needs work Visa (MWK-116424)	401, 402, 403, 802, PE
D-159	2015-10-24 Re_RE_Work Visa (MWK-116413)	401, 402, 403, 802, PE

Exh. #.	Title Assigned by Jowers	Objections
D-160	2015-10-24 Re_RE_Work Visa (MWK-116416)	401, 402, 403, 802, PE
D-161	2015-11-03 Re_Re_Work Visa (MWK-116916)	401, 402, 403, 802, PE
D-162	2015-11-05 Barnes Complaint Case No. BC600371	401, 402, 403, 802, 901, UI
D-163	2015-11-11 Re_RE_Work Visa (MWK-179211)	401, 402, 403, 802, PE
D-164	2015-11-12 Email from Kinney to Jowers Subject: Re: sorry about my emails re bonus, etc. (MWK-117430)	
D-165	2015-11-21 Email from Kinney to Sommers Subject: Re: EARLY CLOSE DATE FOR NOVEMBER 30 (MWK-179304)	401, 402, 403, 802, UB
D-166	2015-11-5 Evan needs Visa (MWK-117002)	401, 402, 403, 802
D-167	2015-12-02 Re_ crazy I know, but can you wire me 8k before end of week (MWK-118085)	
D-168	2015-3-23 charging 17% per month (MWK-178740)	
D-169	2015-3-23 Wire (MWK- 178742)	802
D-170	2015-6-13 Jowers Moving Soon to HK (MWK-178890)	401, 402, 802
D-171	2015-8-5 Housing Costs HK (MWK-055092)	401, 402, 403, 802
D-172	2015-9-22 I scheduled Evan's October rent to be paid on the 26th to the Four Seasons	401, 402, 403, HKE
D-173	2016- 12-13 Email from Kinney to Sommers Subject: Re: Evan Bonus (MWK- 180000) Duplicate D-45?	
D-174	2016 MWK Recruiting 401(K) Plan Summary Plan Description (MWK-120277)	

Exh. #.	Title Assigned by Jowers	Objections
D-175	2016-02-03 Email from Jowers to Sommers CC'd Kinney, Gardner Subject: Re: My W2 has some strange address in FL as my address	
D-176	2016-03-24 Emails between Kinney and Jowers 259-12	
D-177	2016-03-24 Re_Can we move forward with work visa next week (MWK-123831)	
D-178	2016-05-11 - Counsel Unlimited LLC tax Filing	
D-179	2016-06-02 Email from Gutensohn to Kinney, Jowers Subject: Re: What's up w Gutensohn deals? (EJOW0000270739)	401, 402, 403, 802
D-180	2016-08-16 Email from Kinney to Sommers Subject: Re: the below analysis of my spreadsheet (and additional facts) has me at about \$230,000 in the black (MWK-179828)	401, 402, 403, 802
D-181	2016-08-17 Email from Kinney to Sommers Subject: Re: the below analysis of my spreadsheet (and additional facts) has me at about \$230,000 in the black	401, 402, 403, 802
D-182	2016-09-20 Email from Kinney to Sommers Subject: Money for Evan (MWK-179888)	401, 402, 403, 802
D-183	2016-10-06 Email from Jowers to Sommers Subject: Re: Invoice from Kinney Recruiting Limited for the placement of Jacqueline Tang (MWK-135114)	
D-184	2016-10-18 Email from Kinney to Jowers, Sommers Subject: Re: Re: Four Seasons Place - Extension of Room 5242 (MWK-135549)	401, 402, 403, 802, HKE
D-185	2016-10-26 Email from Kinney to Sommers Subject: Re: Hong Kong Money (MWK- 179946)	

Exh. #.	Title Assigned by Jowers	Objections
D-186	2016-10-26 Email from Kinney to Sommers Subject: Fwd: pipeline, request fro funds for my 6 week holiday coming up. (MWK-179948)	
D-187	2016-10-26 Email from Kinney to Sommers Subject: EVAN STATUS FINANCIAL - Invitation to edit (MWK-179952)	
D-188	2016-10-26 Payroll Preview Details (MWK-179945)	
D-189	2016-11-22 Email from Kinney to Jowers Subject: Invoice from Kinney Recruiting Limited for the placement of Hui Xu	401, 402, 403, 802, 901
D-190	2016-12-13 Email from Kinney to Sommers Subject: Re: Evan Bonus (MWK-180000)	
D-191	2016-12-13 Emails between Kinney and Sommers Dkt. 259-8	DUPLICATE OF D-190
D-192	2016-12-14 Email from Kinney to Sommers Subject: Re: Evan Status for Next Pay Period (MWK-180006)	401, 402, 403, 802
D-193	2016-12-14 Email from Sommers to Kinney Subject: Re: Evan Status for Next Pay Period (MWK- 180008-MWK-180009)	401, 402, 403, 802
D-194	2016-12-14 Emails between Kinney and Sommers Dkt. 259-10	401, 402, 403, 802
D-195	2016-12-14 Re_Evan Status for Next Pay Period (MWK- 180003)	802
D-196	2016-12-14 Re_Evan Status for Next Pay Period (MWK- 180004)	802
D-197	2016-12-15 Email from Sommers Subject: 401K Plan Disclosures for 2016/2017 (MWK-136863)	401, 402, 403, 802, UI

Exh. #.	Title Assigned by Jowers	Objections
D-198	2016-12-15 Evan Jowers Commission Spreadsheet	401, 402, 403, 802, 901
D-199	2016-12-16 Email from Jowers to Sommers Subject: Re: question re this pay period (MWK-136925)	401, 402, 403, 802
D-200	2016-12-16 Email from Kinney to Jowers Subject: Re: with a heavy heart, I am going to have to resign now (at least temporarily, until we can figure out a more fair arrangement) (MWK-136904)	401, 402, 403
D-201	2016-12-16 Question re this pay period (MWK-136917)	
D-202	2016-12-16 Re_ question re this pay period (MWK- 136922)	802
D-203	2016-12-23 Fwd_Fw_Re_ Resume and Deal Sheet (MWK-180083)	
D-204	2016-12-23 Fwd_Resume and Deal Sheet (MWK-180036)	
D-205	2016-12-23 Fwd_Resume and Deal Sheet (MWK-180040)	
D-206	2016-12-24 FWD_Fw_Re_Resume and Deal Sheet (MWK-136993)	
D-207	2016-12-24 Re_Fw_Re_Resume and Deal Sheet (MWK-136994)	
D-208	2016-12-24 Re_Fw_Re_Resume and Deal Sheet (MWK-136995)	
D-209	2016-12-24 Re_Simply not convinced the '06 agreement is enforceable (DLAREL0000050076)	
D-210	2016-12-24 Re_Simply not convinced the '06 agreement is enforceable (DLAREL0000050077)	

Exh. #.	Title Assigned by Jowers	Objections
D-211	2016-12-24 Re_Simply not convinced the '06 agreement is enforceable (DLAREL0000050078)	
D-212	2016-12-24 Simply not convinced the '06 agreement is enforceable (DLAREL0000050068)	
D-213	2016-12-26 Blue logo -jowers- small.jpg (DLAREL0000050155)	
D-214	2016-12-26 Fiduciary duties owed by employees under FL law (DLAREL0000050107)	
D-215	2016-12-26 Of course, on our next call I can give you a list of all live candidates (DLAREL0000050162)	
D-216	2016-12-26 Re_Fiduciary duties owed by employees under FL law (DLAREL0000050116)	
D-217	2016-12-26 Re_Fiduciary duties owed by employees under FL law (DLAREL0000050117)	
D-218	2016-12-26 Re_Fiduciary duties owed by employees under FL law (DLAREL0000050157)	
D-219	2016-12-26 Re_Fiduciary duties owed by employees under FL law (DLAREL0000050158)	
D-220	2016-12-26 Re_Fiduciary duties owed by employees under FL law (DLAREL0000050159)	
D-221	2016-12-26 Re_Fiduciary duties owed by employees under FL law (DLAREL0000050160)	

Exh. #.	Title Assigned by Jowers	Objections
D-222	2016-12-26 Re_Fiduciary duties owed by employees under FL law (DLAREL0000050166)	
D-223	2016-3-21 Wire (Revolving Loan) (MWK-123627)	
D-224	2016-3-24 Still no Work Visa (MWK-123831)	
D-225	2016-6-8 (Four Seasons Interest Free) (MWK-179759)	401, 402, 403, 802, HKE
D-226	2016-6-8 (Four Seasons Interest Free)(MWK-179759)	401, 402, 403, 802, HKE
D-227	2016-7-16 Invoice No. 88437 from Kinney Recruiting Limited to Davis Polk & Wardwel (MWK-132030)	
D-228	2016-8-17 Four Seasons Status (MWK-164652)	401, 402, 403, 802, HKE
D-229	2016-8-19 Email from Jowers to Yeung, CC'd Sommers, Kinney Subject: Jing Kang placement (MWK-132032)	401, 402, 403, 802, RRC
D-230	2016-8-19 Invoice No. 88440 from Kinney Recruiting Limited to Kirkland & Ellis (MWK-134802)	401, 402, 403, RRC
D-231	2016-9-26 Payment of Four Seasons (MWK-134752)	401, 402, 403, HKE
D-232	2017-01-01 MWK Recruiting 401(K) Plan Annual Notice	
D-233	2017-01-02 Fwd_Resume and Deal Sheet (MWK-180080)	
D-234	2017-01-03 Fwd_FW_please sign off on my 401k distribution form (thanks!) (MWK-180101)	401, 402, 403, 802, UI

Exh. #.	Title Assigned by Jowers	Objections
D-235	2017-01-05 Email from Jowers to Sommers Subject: Fwd: Your Itinerary for Hong Kong, Hong Kong - Nov 02, 2013 (Itinerary #21168892346) (MWK- 137036)	401, 402, 403, HKE
D-236	2017-01-05 Email from Jowers to Sommers Subject: Fwd: YOUR ITINERARY: 17MAR SHA HKG – ZMNZBW (MWK- 137035)	401, 402, 403, HKE
D-237	2017-01-05 Email from Jowers to Sommers Subject: Fwd: E. JOWERS 03- 15-14 Itinerary (MWK- 137034)	401, 402, 403, HKE
D-238	2017-01-09 Email from Vilaseca to Support, Jowers and CC'd Sommers Subject: RE: please sign off on my 401k distribution form (thanks!) (MWK-180175)	
D-239	2017-01-10 Re_Visit in Hong Kong (MWK- 180203)	
D-240	2017-01-11 Email from Kinney to David Blumental	
D-241	2017-01-11 RE_Visit in Hong Kong (MWK- 180214)	
D-242	2017-01-11 Re_Yufei Li placement still up in the air (MWK-180221-MWK- 180230)	
D-243	2017-01-19 Email from Kinney to Gordon Subject: Follow Up (MWK- 180281-MWK- 180282))	
D-244	2017-01-31 Assignment of Notes, Security Agreements, and Claims Dkt. 80-7	
D-245	2017-02-10 Email from Sommers to Jowers Subject: W-2	
D-246	2017-03-27 MWK Recruiting LLC Original Verified Petition and Application for Injunctive Relief Dkt. 1-2	

Exh. #.	Title Assigned by Jowers	Objections
D-247	2017-05-10 - Counsel Unlimited LLC Tax Filing	
D-248	2017-05-10 - Counsel Unlimited LLC Tax Filing	403, Duplicate of D-247
D-249	2017-05-10 - Counsel Unlimited LLC Tax Filing.PDF	403, Duplicate of D-247
D-250	2017-07-20 Email from Kinney Subject: Placements by Evan Jowers, Yuliya Vinokurova, et al. (MWK-180283-MWK-180284)	401, 402, 403, 901, UI
D-251	2017-07-24 Email from Everett Johnson to Robert Kinney Subject: RE: Placements by Evan Jowers, Yuliya Vinokurova, et al. (MWK- 180286-MWK-180287)	
D-252	2017-11-28 Fwd_Meng Ding Placement Fee (MWK- 180294)	
D-253	2017-11-28 Meng Deng Placement Fee (MWK- 180290)	
D-254	2017-11-29 Re_Meng Ding Placement Fee (MWK- 180298-MWK-180301)	
D-255	2017-11-29 RE_Meng Ding Placement Fee (MWK- 180302)	
D-256	2017-12-03 Re_Meng Ding Placement Fee (MWK- 180305)	
D-257	2017-12-05 RE_Meng Ding Placement Fee (MWK- 180312)	
D-258	2017-12-06 Meng Ding - Fee Issue in Hong Kong (MWK- 180315)	
D-259	2018-02-19 Re_Meng Ding - Fee Issue in Hong Kong (MWK-180321)	
D-260	2018-05-31 Re_Meng Ding - Fee Issue in Hong Kong (MWK-180328)	

Exh. #.	Title Assigned by Jowers	Objections
D-261	2018-06-07 Re_Meng Ding - Fee Issue in Hong Kong (MWK-180330)	
D-262	2018-06-29 Plaintiff's First Amended Complaint Dkt. 13	
D-263	2018-08-24 - Dec. of Kinney ISO Pltfs Response to Defs MTD Dkt, 35-5	
D-264	2018-08-24 – Declaration of Robert E. Kinney ISO Pltfs Response to Defs MTD Dkt. 35-5	
D-265	2019-03-06 - MWK Entities' Supplemental Brief ISO Standing and Jurisdiction Responses to Defendant/Counterclaimant's First Set of Interrogatories Dkt. 73	
D-266	2019-03-06 - Supp. Dec. of Kinney ISO MWK's Supplemental Brief ISO Standing and Jurisdiction Dkt, 73-1	
D-267	2019-03-25 Declaration of Evan P. Jowers Dkt. 80-11	
D-268	2019-03-25 Plaintiff's Second Amended Complaint Dkt. 80	
D-269	2019-09-09 Email from Gutensohn to Jowers Subject: Fwd: Agreement Proposal from REK	401, 402, 403, 802, 901, UI, CI
D-270	2019-09-16 - Counsel Unlimited LLC Tax Filing	401, 402, 403, 802, 901
D-271	2019-09-16 - Counsel Unlimited LLC Tax Filing	401, 402, 403, 802, 901, duplicate of D-270
D-272	2019-09-16 - Counsel Unlimited LLC Tax Filing	401, 402, 403, 802, 901, duplicate of D-270
D-273	2020-02-04 - Kinney's VERIFICATION of Response to Jowers' First Rogs	

Exh. #.	Title Assigned by Jowers	Objections
D-274	2020-02-04 - Kinney's VERIFICATION of Responses to Jowers' First Revised Rogs	403, duplicate of D-273
D-275	2020-02-04 - MWK's Verification to Responses to Jower's First Revised Set of Rogs	403, duplicate of D-273
D-276	2020-03-25 - Dec. of Kinney ISO MWK's Motion to Compel Production of Documents Dkt, 143-1	
D-277	2020-03-25 - Dec. of Kinney ISO MWK's Motion to Compel Production of Documents Dkt. 143-1	403, duplicate of D-276
D-278	2020-04-15 - Dec. of Kinney ISO MWK's Reply to Jowers and Kirkland Responses to MTC and Response to Kirkland Motion to Quash Dkt, 160-1	
D-279	2020-04-30 Email from Kinney to Bookhout CC'd Bernardo, Katz, Mort, Loanzon Subject: Loan Accounting and Reply to your Letter	
D-280	2020-07-06 - Dec. of Kinney ISO Response to Jowers' Motion to Enforce Protective Order Dkt. 182-1	
D-281	2020-07-06 - Dec. of Kinney ISO Response to Jowers' Motion to Enforce Protective Order Dkt. 182-1	403, duplicate of D-280
D-282	2020-07-07 - Dec. of Kinney ISO MWK's Response to Jowers' Motion to Resolve Disputed Confidentiality Obligations Dkt, 183-1	
D-283	2020-07-07 - Dec. of Kinney ISO MWK's Response to Jowers' Motion to Resolve Disputed Confidentiality Obligations Dkt. 183-1	403, duplicate of D-282
D-284	2020-07-14 - MWK's Dec. of Kinney in Support of Opp. to Jower's MJOP Dkt. 187-1	

Exh. #.	Title Assigned by Jowers	Objections
D-285	2020-07-14 - MWK's Dec. of Kinney in Support of Opp. to Jower's MJOP Dkt. 187-1	403, duplicate of D-284
D-286	2020-07-22 Declaration of Peter Gutensohn Dkt. 192-1	401, 402, 403, 802, 901
D-287	2020-07-23 - MWK's Dec. of Kinney ISO Reply on Motion for Entry of Amended Scheduling Order Dkt. 193-1	
D-288	2020-07-23 - MWK's Dec. of Kinney ISO Reply on Motion for Entry of Amended Scheduling Order Dkt. 193-1	403, duplicate of D-287
D-289	2020-07-24 - MWK's Supp Responses to Jowers' Interrogatories 1-23	
D-290	2020-07-24 - MWK's VERIFICATION of Interrogatories 1-23	
D-291	2020-07-24- Kinney Declaration w. Exhibits Dkt. 194-1	
D-292	2020-07-24- Kinney Declaration w. Exhibits Dkt. 194-1	403, duplicate of D-291
D-293	2020-09-03 - MWK's Responses and Objections to 3rd interrogatories	
D-294	2020-10-15 - Dec. of Kinney ISO MWK's Response to Jowers' MTC Answers to Rogs 23-24 and RFPs 151-160 Dkt. 209-1	
D-295	2020-10-15 Dec. of Kinney ISO MWK's Response to Jowers' MTC Answers to Rogs 23-24 and RFPs 151-160 Dkt. 209-1	403, duplicate of D-294
D-296	2020-10-16 Declaration of Renee Sommers Dkt. 210-1	401, 402, 403, 802
D-297	2020-10-23 Kinney Entities' Second Revised Initial Disclosures	
D-298	2020-10-26 Jowers Timeline of Kinney Entities	401, 402, 403, 802, 901

Exh. #.	Title Assigned by Jowers	Objections
D-299	2020-11-08 PPP Screen Shot taken at 1.29.43 PM	401, 402, 403, 802, 901
D-300	2020-11-23 - Supp VERIFICATION of Interrogatories	
D-301	2020-11-23 Accounting for Jowers Loans	
D-302	2020-11-23 -MWK Entities' Verification of Interrogatory Responses	
D-303	2020-12-31 Email from Kinney to Tauler, CC'd Mort, Loanzon, Saryan, Stein Subject: Issues Raised by Court in its December 18 Order (Only 2007 Assignment Found)	
D-304	2021-01-01 - MWK's Formal Resp to Jowers's 5th RFP (161) (Verified)	
D-305	2021-01-04 - MWK's Supp Resp to RFPs re Assignment Docs w Verification	
D-306	2021-03-20 MWK Entities' Verification of Interrogatory Responses and Supplemental Responses Dkt. 266-26	
D-307	About Kinney Recruiting (MWK-111568)	802
D-308	Accounting for Loans to Evan Jowers from September 30, 2016-Present Dkt, 259-17	
D-309	Accounting for Loans to Evan Jowers from September 30, 2016-Present Dkt, 259-18	
D-310	Accounting for Loans to Evan Jowers from September 30- 2016 to Present Dkt. 266-5	
D-311	Accounting Loans to Evan Jowers	
D-312	Alexis Lamb Offer of Employment Letter	
D-313	Associate Recruiter Employment Agreement (MWK-111565)	

Exh. #.	Title Assigned by Jowers	Objections
D-314	Associate Recruiter Employment Agreement Exhibit A (MWK-111564)	
D-315	Austin, TX Code of Ordinances Chapter 4-12 Registration of Credit Services Organizations and Credit Access Businesses	401, 402, 403, 802, 901, TiL
D-316	Chapter 4-12.- Registration of Credit Services Organizations and Credit Businesses Dkt. 259-16	401, 402, 403, 802, 901, TiL
D-317	Chart showing commission earned by Jowers in the years 2014, 2015, 2016 and under the 2006 Agreement, the commission actually earned by Jowers in those three years, and the difference in those amounts Dkt. 259-15	401, 402, 403, 802, 901, RRC
D-318	Counsel Holdings, Inc. Organizational Structure	
D-319	Counsel Unlimited _ Website Kinney Recruiting Screenshot	401, 402, 802, 901, UI
D-320	Email from Jowers to Kinney Subject: Chat with Robert Kinney	401, 402, 403, 901
D-321	Email Subject: Re: Patton Boggs gossip (MWK-174057)	401, 402, 403, 802, 901, UI
D-322	Evan Jowers 2016 W2	
D-323	Evan Jowers Associate Recruiter Employment Agreement with Kinney Recruiting Limited	
D-324	Evan Jowers Commission Spreadsheet	
D-325	Evan Jowers Commission Spreadsheets for the years 2015 and 2016 Dkt. 259-4	
D-326	Evan Jowers Hong Kong Contract (MWK111565)	401, 402, 403
D-327	Evan Jowers Loan Balances (MWK-164647)	401, 403, 802, 901

Exh. #.	Title Assigned by Jowers	Objections
D-328	Evan P. Jowers Request for Judicial Notice RE: Motion for Partial Judgement on the Pleadings Pursuant to FRCP 12©(Dkt.177) Dkt. 206	
D-329	Exhibit 222 to Sommers Depo Spreadsheets Descriptions: Original Loan Before Promissory Note, Revolving Line of Credit- Accounting; Evan Jowers Forgivable Loan;	
D-330	Exhibit A - Evan Jowers Known Placements	403, 901
D-331	Four Seasons Payment for Evan Jowers	403, 901
D-332	Holzman Contract MWK- 008451	
D-333	Hong Kong Contract Exhibit A (MWK111564)	
D-334	Loan Accounting Document Exhibit B – 3d Revised Initial Disclosures – Kinney Entities (MWK-1646673?)	403, 901
D-335	MWK Entities’ Supplemental Responses To Defendant/Counterclaimant’s First Set Of Interrogatories	
D-336	Spreadsheets produced by Plaintiff Dkt. 259-9	
D-337	2017-01-06 Email thread Subject: Re: Follow Up Message from Kinney (EJ0037491)	
D-338	2016-11-07 Latham and Watkins Fee Agreement – Partner Hiring (LW-0041)	401, 402, 403, 802, 901
D-339	2017-03-01 Email thread Subject: RE: Steve Sha (LW00582)	401, 402, 403, 802, 901, UI
D-340	2017-03-01 Email thread Subject: Steve Sha statement re Robert Kinney submission (LW00601_0001)	401, 402, 403, 802, 901, UI
D-341	2017-01-05 Email thread Subject: Re: these are the live candidates (not submitted through Kinney) off the top of my head.... (MWK-0180148)	401, 402, 403, 802, 901, UI

Exh. #.	Title Assigned by Jowers	Objections
D-342	2015-08-05 Email thread Subject: Re: checking in re tax issue on my temporary housing in HK (MWK-111325)	401, 402, 403, 802, 901, UI
D-343	Various Kinney Recruiting Limited Invoices 2016	

Dated: December 2, 2021

Respectfully Submitted

/s/ Robert E. Kinney

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